

1991 MAR 20 PM 12:59  
HOUSE OF REPRESENTATIVES

FILED MAR 6 1991

I certify that the attached is a true and  
correct copy of HB 1784, which  
was filed of record on MAR 6 1991

and referred to the committee on:

Environmental Affairs

Betty Murray

Chief Clerk of the House

B. No. 1784

By

[Signature]

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of an information clearinghouse by  
the waste minimization offices of the Texas Department of Health  
and the Texas Water Commission.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection B, Chapter 361, Health and Safety  
Code, is amended by adding Section 361.0265 to read as follows:

Sec. 361.0265. INFORMATION CLEARINGHOUSE. (a) The  
department's waste minimization and recycling office established  
under Section 361.0151 and the commission's waste minimization and  
reduction group established under Section 361.0216 jointly shall  
plan, implement, and actively promote a coordinated information  
clearinghouse to provide a single, comprehensive source of  
information regarding source reduction and recycling, including  
sources and markets for recycled materials, waste minimization and  
recycling technologies, household hazardous wastes, start-up  
programs for recycling and waste reduction, and aid for small  
hazardous waste generators.

(b) The information clearinghouse shall:

(1) coordinate its activities with existing and  
proposed federal and state information networks, such as the Solid  
Waste Information Clearinghouse (SWICH) sponsored by the United  
States Environmental Protection Agency;

(2) provide technical assistance to local governments,

1 including comprehensive, easily accessible information and referral  
2 services, guidance documents, on-site technical assistance, and  
3 interim storage assistance;

4 (3) establish a computerized recycling data base to  
5 provide information to the public about:

6 (A) state-sponsored research on product design  
7 and materials recovery technology;

8 (B) national and state prices and rates for  
9 recyclable materials and for recycling of materials recovered from  
10 the solid waste stream; and

11 (C) other economic data on the costs of  
12 recycling and of collecting and disposing of waste;

13 (4) provide technical support for college-level  
14 continuing education programs on waste management for professionals  
15 and the public;

16 (5) offer informal classes and workshops on waste  
17 management to nonprofit organizations and volunteer groups; and

18 (6) establish a toll-free statewide recycling hotline  
19 for information and referrals regarding solid and hazardous waste.

20 SECTION 2. The importance of this legislation and the  
21 crowded condition of the calendars in both houses create an  
22 emergency and an imperative public necessity that the  
23 constitutional rule requiring bills to be read on three several  
24 days in each house be suspended, and this rule is hereby suspended,  
25 and that this Act take effect and be in force from and after its  
26 passage, and it is so enacted.

# HOUSE COMMITTEE REPORT

1st Printing

91 APR 26 PM 10: 20

HOUSE OF REPRESENTATIVES

By Oakley

H.B. No. 1784

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of an information clearinghouse by the waste minimization offices of the Texas Department of Health and the Texas Water Commission.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subsection B, Chapter 361, Health and Safety Code, is amended by adding Section 361.0265 to read as follows:

Sec. 361.0265. INFORMATION CLEARINGHOUSE. (a) The department's waste minimization and recycling office established under Section 361.0151 and the commission's waste minimization and reduction group established under Section 361.0216 jointly shall plan, implement, and actively promote a coordinated information clearinghouse to provide a single, comprehensive source of information regarding source reduction and recycling, including sources and markets for recycled materials, waste minimization and recycling technologies, household hazardous wastes, start-up programs for recycling and waste reduction, and aid for small hazardous waste generators.

(b) The information clearinghouse shall:

(1) coordinate its activities with existing and proposed federal and state information networks, such as the Solid Waste Information Clearinghouse (SWICH) sponsored by the United States Environmental Protection Agency;

(2) provide technical assistance to local governments,

1 including comprehensive, easily accessible information and referral  
2 services, guidance documents, on-site technical assistance, and  
3 interim storage assistance;

4 (3) establish a computerized recycling data base to  
5 provide information to the public about:

6 (A) state-sponsored research on product design  
7 and materials recovery technology;

8 (B) national and state prices and rates for  
9 recyclable materials and for recycling of materials recovered from  
10 the solid waste stream; and

11 (C) other economic data on the costs of  
12 recycling and of collecting and disposing of waste;

13 (4) provide technical support for college-level  
14 continuing education programs on waste management for professionals  
15 and the public;

16 (5) offer informal classes and workshops on waste  
17 management to nonprofit organizations and volunteer groups; and

18 (6) establish a toll-free statewide recycling hotline  
19 for information and referrals regarding solid and hazardous waste.

20 SECTION 2. The importance of this legislation and the  
21 crowded condition of the calendars in both houses create an  
22 emergency and an imperative public necessity that the  
23 constitutional rule requiring bills to be read on three several  
24 days in each house be suspended, and this rule is hereby suspended,  
25 and that this Act take effect and be in force from and after its  
26 passage, and it is so enacted.

COMMITTEE REPORT

The Honorable Gib Lewis  
 Speaker of the House of Representatives

4/25/91  
 (date)

Sir:  
 We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS,  
 to whom was referred HB 1784 have had the same under consideration and beg to report  
 (measure)  
 back with the recommendation that it

( ☒ ) do pass, without amendment.  
 ( ☐ ) do pass, with amendment(s).  
 ( ☐ ) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.  
 A fiscal note was requested. ( ☒ ) yes ( ☐ ) no      An author's fiscal statement was requested. ( ☐ ) yes ( ☒ ) no  
 A criminal justice policy impact statement was requested. ( ☐ ) yes ( ☒ ) no  
 An equalized educational funding impact statement was requested. ( ☐ ) yes ( ☒ ) no  
 An actuarial analysis was requested. ( ☐ ) yes ( ☒ ) no  
 A water development policy impact statement was requested. ( ☐ ) yes ( ☒ ) no  
 A federal funds impact statement was requested. ( ☐ ) yes ( ☒ ) no  
 ( ☒ ) The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars.  
 This measure ( ☐ ) proposes new law.      ( ☒ ) amends existing law.  
 House Sponsor of Senate Measure \_\_\_\_\_

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Saunders, Ch.	<input checked="" type="checkbox"/>			
Oakley, V.C.	<input checked="" type="checkbox"/>			
Alexander, C.B.O.	<input checked="" type="checkbox"/>			
Harris				<input checked="" type="checkbox"/>
Hightower				<input checked="" type="checkbox"/>
Holzheuser	<input checked="" type="checkbox"/>			
Jackson	<input checked="" type="checkbox"/>			
Kuempel				<input checked="" type="checkbox"/>
Smith, A.				<input checked="" type="checkbox"/>

Total      5      aye  
              0      nay  
              0      present, not voting  
              4      absent

\_\_\_\_\_  
 CHAIRMAN  
 \_\_\_\_\_  
 COMMITTEE COORDINATOR

COMMITTEE ON ENVIRONMENTAL AFFAIRS

BILL ANALYSIS

By Oakley

H.B. 1784

BACKGROUND

One of the focus issues examined by the 1990 Waste Management Task Force was the need for a statewide information clearinghouse service to address the state's data management and public education needs. The present trend towards decentralization has shifted the responsibility for obtaining and implementing increased amounts of regulatory requirements and technical expertise from the federal to the state and local levels.

Purpose

This legislation proposes a statewide clearinghouse to minimize duplicative data-gathering as well as alleviate some of the burden placed on lower levels of government to obtain expensive, and often rare, technical expertise. In addition, the clearinghouse function will benefit the public by funneling readily accessible information through a centralized program.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not provide any additional rulemaking authority to a state agency, institution, department, or officer.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subsection B, Chapter 361, Health and Safety Code, by adding Section 361.0265.

Sec. 361.0265. INFORMATION CLEARINGHOUSE. (a) Provides that the department's waste minimization and recycling office and the commission's waste minimization and reduction group shall plan and implement an information clearing house to provide a comprehensive source of information regarding source reduction and recycling.

(b) Provides that the information clearinghouse shall: coordinate its activities with existing networks, provide technical assistance to local governments, establish a recycling data base which includes state-sponsored research on product design and prices for material recovered from recycling efforts, offer informal classes to nonprofit organizations and volunteer groups, and establish a toll-free recycling hotline.

SECTION 2. Emergency clause.

SUMMARY OF COMMITTEE ACTION

HB 1784 was considered in a public hearing on April 23, 1991. Testimony was taken in the hearing. On April 25, 1991, the committee met in a formal meeting where the bill was laid out and adopted. The motion to report HB 1784 and that it be placed on the Local and Consent Calendar carried by the following record vote: 5 ayes; 0 nays; 0 pnv; and 4 absent.

ENVAC042291

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE**

April 22, 1991

TO: Honorable Robert Saunders, Chair  
Committee on Environmental Affairs  
House of Representatives  
Austin, Texas

IN RE: House Bill No. 1784  
By: Oakley

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1784 (relating to the establishment of an information clearinghouse by the waste minimization offices of the Texas Department of Health and the Texas Water Commission) this office has determined the following:

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

The bill establishes a waste minimization clearinghouse to be jointly administered between the Texas Department of Health and the Texas Water Commission.

The probable cost of implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Cost Out of the General Revenue Fund</u>	<u>Change in Number of State Employees from FY 1991</u>
1992	\$ 620,574	+ 9
1993	493,780	+ 9
1994	491,780	+ 9
1995	491,780	+ 9
1996	491,780	+ 9

Similar annual costs would continue as long as the provisions of the bill are in effect.

No fiscal implication to units of local government is anticipated.

Source: Texas Water Commission, Texas Department of Health;  
LBB Staff: JO, JWH, DF, JG, LC

H. B. No.

1784

By

*Oakley*

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of an information clearinghouse by the waste minimization offices of the Texas Department of Health and the Texas Water Commission.

MAR 6 1991

1. Filed with the Chief Clerk.

MAR 19 1991

2. Read first time and Referred to Committee on

*ENVIRONMENTAL AFFAIRS*

APR 25 1991

3. Reported ☒ favorably ~~(as amended)~~ ~~(as substituted)~~ and sent to Printer at

*4:50p*  
APR 26 1991

APR 26 1991

4. Printed and distributed at

*10:20p*

APR 29 1991

5. Sent to Committee on Calendars at

*LSC*  
*8:44am*

6. Read second time (amended); passed to third reading (failed) by (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting).

7. Motion to reconsider and table the vote by which H.B. \_\_\_\_\_ was ordered engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting.

9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. \_\_\_\_\_ was finally passed prevailed (failed) by a (Non-Record Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

12. Ordered Engrossed at \_\_\_\_\_

13. Engrossed.

14. Returned to Chief Clerk at \_\_\_\_\_

15. Sent to Senate.

\_\_\_\_\_  
Chief Clerk of the House

16. Received from the House

17. Read, referred to Committee on \_\_\_\_\_

18. Reported favorably

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

20. Ordered not printed.

21. Regular order of business suspended by  
(a viva voce vote.)  
(\_\_\_\_\_ yeas, \_\_\_\_\_ nays.)



\_\_\_\_\_ 22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays.

\_\_\_\_\_ 23. Read second time \_\_\_\_\_ passed to third reading by:  
(a viva voce vote.)  
( \_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

\_\_\_\_\_ 24. Caption ordered amended to conform to body of bill.

\_\_\_\_\_ 25. Senate and Constitutional 3-Day Rules suspended by vote of \_\_\_\_\_ yeas,  
\_\_\_\_\_ nays to place bill on third reading and final passage.

\_\_\_\_\_ 26. Read third time and passed by  
(a viva voce vote.)  
( \_\_\_\_\_ yeas, \_\_\_\_\_ nays.)

OTHER ACTION: OTHER ACTION:

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_ 27. Returned to the House.

\_\_\_\_\_ 28. Received from the Senate (with amendments,  
(as substituted.)

\_\_\_\_\_ 29. House (Concurred) (Refused to Concur) in Senate (Amendments) by a (Non-Record  
(Substitute) Vote) (Record Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, \_\_\_\_\_ present,  
not voting).

\_\_\_\_\_ 30. Conference Committee Ordered.

\_\_\_\_\_ 31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record  
Vote of \_\_\_\_\_ yeas, \_\_\_\_\_ nays, and \_\_\_\_\_ present, not voting).

\_\_\_\_\_ 32. Ordered Enrolled at \_\_\_\_\_

HOUSE OF REPRESENTATIVES  
91 APR 26 PM 10:20

7861